

APR. 4.2003 7:11PM

GRAY CARY GT

NO. 895

P.1

GRAYCARY. TECHNOLOGY'S LEGAL EDGE®

4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133
Tel: 858-677-1456
Fax: 858-677-1455
www.graycary.com

April 4, 2003

FAX TRANSMISSION COVER SHEET

To:

Office of Initial Patent Examination

Telephone:

Fax Number:

(703) 746-9195

From: Yinia M. Najjar
(858) 677-1474

Client-Matter Number: 104703-67

Re: Entitled: **United States Application Serial No.: 09/738,871
HIGH THROUGHPUT SCREENING FOR A BIOACTIVITY
OR BIOMOLECULE**
Filed: December 14, 2000
Inventors: Short and Keller
Our Ref.: DIVER1280-6

Pages: - 6 - (including this form)

Originals: ☐ will be mailed ☒ will not be mailed

If there is a problem with this transmission, please call (858) 677-1474/Yinia
Fax Operator/Ext.

Message:

Please let us know the status of the filing receipt for the above-mentioned patent application. A Request for Correction of Filing Receipt was filed on April 25, 2001. We have not received a Corrected Filing Receipt. Please fax a copy of the Corrected Filing Receipt, or let us know if it will be necessary to file another Request.

CONFIDENTIALITY NOTICE

This communication is ONLY for the person named above. Unless otherwise indicated, it contains information that is confidential, privileged or exempt from disclosure under applicable law. If you are not the person named above, or responsible for delivering it to that person, be aware that disclosure, copying, distribution or use of this communication is strictly PROHIBITED. If you have received it in error, or are uncertain as to its proper handling, please immediately notify us by collect telephone and mail the original to us at the above address. Thank you.

Gray Cary/MT/6278333.1
104703-159210

Received from < > at 4/4/03 10:11:05 PM [Eastern Standard Time]

PATENT

Attorney Docket No.: DIVER1280-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Jay M. Short et al.
Application No.: 09/738,871
Filed: December 14, 2000
Title: HIGH THROUGHPUT SCREENING FOR A BIOACTIVITY OR BIOMOLECULE

Art Unit: 1645
Examiner: Unassigned

BOX MISSING PARTS
Commissioner for Patents
Washington, D.C. 20231

Sir:

REQUEST FOR CORRECTION OF FILING RECEIPT

This Communication is submitted to request correction of the filing receipt in reference to the above-identified application. The data requiring correction is indicated in yellow highlight on the attached copy of the filing receipt and herein in **BOLD**.

The filing date needs to be corrected from December 15, 2000 to **December 14, 2000**. A copy of the following documents show the correct filing date to be December 14, 2000:

1. Express Mail receipt number EL476994444US; and
2. The Declaration of Mikhail Bayley, who delivered the application to the U.S. Post Office on December 14, 2000.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, April 25, 2001, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.	
Name of Person Mailing Paper	Vincent N. Nadeau
Signature	<i>[Signature]</i>
Date	4-25-01

In re Application of:
Jay M. Short et al.
Application No.: 09/738,871
Filed: December 15, 2000
Page 2

PATENT
Attorney Docket No.: DIVER1280-6

Applicants accordingly request the correction be made of record and a corrected filing receipt be issued.

No fee is deemed necessary in connection with the filing of this paper. However, if any fee is required, the Commissioner is hereby authorized to charge the amount of this fee, or credit any overpayments, to Deposit Account No. 50-1355.

Respectfully submitted,

Date: 4/25/01



Lisa A. Haile, J.D., Ph.D.

Registration No.: 38,347

Telephone: (858) 677-1456

Facsimile: (858) 677-1465

GRAY CARY WARE & FREIDENRICH LLP
4365 Executive Drive, Suite 1600
San Diego, California 92121-2189
USPTO Customer Number 28213
Gray Cary\GT\6232503.1
104659-17

APR. 4.2003 7:12PM

GRAY CARY GT

No. 895 P. 4

Page 1 of 4

104703



UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/738,871	12/15/2000 12/14/00	1645	0.00	DIVER1280- 6	5	72	6

CONFIRMATION NO. 9780

 GRAYCARY, TECHNOLOGY'S LEGAL EDGE
 4365 Executive, Suite 1800
 San Diego, CA 92121-2189

FILING RECEIPT

RECEIVE

MAR 01 2001

GRAYCARY/GT PATENT

Date Mailed: 02/26/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the PTO processes the reply to the Notice, the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

 Jay M. Short, Rancho Santa Fe, CA;
 Martin Keller, San Diego, CA;

Continuing Data as Claimed by Applicant

 THIS APPLICATION IS A CIP OF 09/685,432 10/10/2000
 WHICH IS A CIP OF 09/444,112 11/22/1999
 WHICH IS A CIP OF 09/098,206 06/16/1998 PAT 6,174,673
 WHICH IS A CIP OF 08/876,276 06/16/1997

Foreign Applications

If Required, Foreign Filing License Granted 02/24/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

SMALL ENTITY

Title

High throughput screening for a bioactivity or biomolecule

PATENT
ATTORNEY DOCKET NO. DIVER1280-6

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Short and Keller Art Unit: Unassigned
Serial No.: Unassigned Examiner: Unassigned
Filed: December 14, 2000
Title: HIGH THROUGHPUT SCREENING FOR A BIOACTIVITY OR
BIOMOLECULE

Box Patent Application
Commissioner for Patents
Washington, D.C. 20231

DECLARATION OF MAILING BY "EXPRESS MAIL"

I Mikhail Bayley declare as follows:

1. I reside at 4551 West Talmadge Drive, San Diego, CA 92103 and am an employee of Gray Cary Ware & Freidenrich LLP, 4365 Executive Drive, Suite 1600, San Diego, CA 92121-2189.

2. On December 14, 2000, I deposited in the mail, "Express Mail Post Office to Addressee" service of the United States Postal Service the contents of the envelope for which "Express Mail" receipt No. EL476994444US was issued addressed to: Box Patent Application, Commissioner for Patents, Washington, D.C. 20231.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-identified application or any patents issued thereon.

Date: 12/14/2000

Mikhail Bayley

EL476994444US